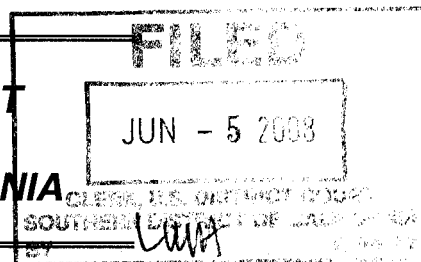


AO 455 (Rev. 5/85) Waiver of Indictment

**UNITED STATES DISTRICT COURT**  
**SOUTHERN DISTRICT OF CALIFORNIA**



UNITED STATES OF AMERICA

**WAIVER OF INDICTMENT**

v.

JOSE CRUZ-CORTEZ

CASE NUMBER: 08cr1814-BEN

I, JOSE CRUZ-CORTEZ, the above named defendant, who is accused of committing the following offense:

Title 8, U.S.C., Sec. 1325 - Illegal Entry (Misdemeanor); Title 8, U.S.C., Sec. 1325 - Illegal Entry (Felony),

being advised of the nature of the charge(s), the proposed information, and of my rights, hereby waive in open court on 6/5/08 prosecution by indictment and consent that the proceeding may be by information rather than by indictment.

JOSE CRUZ-CORTEZ  
Defendant

[Signature]  
Counsel for Defendant

Before

[Signature]  
Judicial Officer